

The Honorable J. Richard Creatura

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA,  
Plaintiff,

v.

MATTHEW GREENWOOD,  
Defendant.

NO. MJ23-5000-01 JRC

MOTION FOR DETENTION ORDER

The United States moves for detention of the Defendant, pursuant to  
18 U.S.C. § 3142(e) and (f).

1. Eligibility of Case. This case is eligible for a detention order because this  
case involves (check all that apply):

☐ Crime of violence (18 U.S.C. § 3156)

☒ Crime of Terrorism (18 U.S.C. § 2332b(g)(5)(B)) with a maximum  
sentence of ten years or more

☐ Crime with a maximum sentence of life imprisonment or death

☐ Drug offense with a maximum sentence of ten years or more

☐ Felony offense and defendant has two prior convictions in the four  
categories above, or two State convictions that would otherwise fall within  
these four categories if federal jurisdiction had existed

- 1       \_\_\_ Felony offense involving a minor victim other than a crime of violence
- 2       X Felony offense, other than a crime of violence, involving possession or use
- 3       of a firearm, destructive device (as those terms are defined in 18 U.S.C.
- 4       § 921), or any other dangerous weapon
- 5       \_\_\_ Felony offense other than a crime of violence that involves a failure to
- 6       register as a Sex Offender (18 U.S.C. § 2250)
- 7       X Serious risk the defendant will flee
- 8       X Serious risk of obstruction of justice, including intimidation of a
- 9       prospective witness or juror
- 10      \_\_\_ Probable cause to believe the defendant has been found guilty of an offense
- 11      and is awaiting imposition of a sentence under 18 U.S.C. § 3143(a) and
- 12      Federal Rule of Criminal Procedure 32.1(a)(6).

13      2. Reason for Detention. The Court should detain defendant because there are

14 no conditions of release which will reasonably assure (check one or both):

- 15      X Defendant's appearance as required
- 16      X Safety of any other person and the community

17      3. Rebuttable Presumption. The United States will invoke the rebuttable

18 presumption against defendant under § 3142(e). The presumption applies because:

- 19      X Probable cause to believe defendant committed a violation of one of the
- 20      following offenses: 18 U.S.C. §§ 924(c), 956 (conspiracy to murder or
- 21      kidnap), 2332b (act of terrorism), 2332b(g)(5)(B) (crime of terrorism)

22       ***Legal authority:*** The Bail Reform Act, at Title 18, United States Code,

23      Section 3142(e)(3)(C), provides a rebuttable presumption for detention in

24      cases like the instant one, where a defendant is charged with an offense

25      listed in 18 U.S.C. § 2332b(g)(5)(B). Conspiracy to Damage an Energy

26      Facility, in violation of 18 United States Code Section 1366, is such an

27      offense when – as charged in the complaint here – it involves the

“significant interruption and impairment of a function of an energy

facility.” See 18 U.S.C. § 2332b(g)(5)(B) and 18 U.S.C. § 1366(a).

1           4.     Time for Detention Hearing. The United States requests the Court conduct  
2 the detention hearing:

3         X     At the initial appearance

4         \_\_\_     After continuance of \_\_\_ days (not more than 3)

5  
6         DATED this 3rd day of January, 2023.

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8                     Respectfully submitted,

9                     NICHOLAS W. BROWN  
10                    United States Attorney

11                    *s/Stephen Hobbs*

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